

TENNESSEE REGULATORY AUTHORITY
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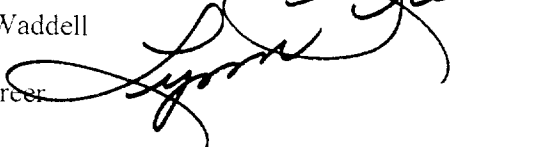
*H. Lane Greer, Jr.
Director*

OFFICE OF THE
EXECUTIVE SECRETARY

*Deborah A. Greer
Executive Secretary*

April 2, 2001

TO: David Waddell

FROM: Lynn Greer 

RE: Docket No. 00-00702 – Rulemaking Proceeding Concerning
Regulations for the Provisioning of Tariff Term Plans and
Special Contracts

Attached is a copy of amendments I intend to propose at the conference on Tuesday April 3, 2001. These amendments supplement the proposed amendments I filed on March 29, 2001.

Attachments

c: Sara Kyle
Melvin Malone
Richard Collier

Amendment of Rule 1220-4-8-.07(3) as Proposed by Director H. Lynn Greer

Rule 1220-4-8-.07(3) Tariff and Pricing Requirements for Competing Local Telecommunications Service Providers Local Service is amended such that the amended rule reads:

(3) Special Contract Provisions

(a) Each competing local telecommunication service provider shall file with the Authority for review and approval either a final, signed copy of all special contracts inclusive of attachments and addenda or a written summary of the contract provisions at least ten (10) days before the effective date of such contracts. Any reference to the customer's name may be redacted unless otherwise ordered by the Authority. Upon application and for good cause shown, the Authority may waive the ten (10) day time period or any portion thereof. At a minimum, such written summary shall include:

1. Customer name and address, which may be filed under proprietary seal unless otherwise ordered by the Authority;
2. A full and complete description of the services provided or available to the customer;
3. All individual rates for services provided or otherwise available;
4. The term of service(s);
5. Volume or quantity of services;
6. A detailed description of all termination charges;
7. Term requirements that the customer must fulfill to qualify for the special contract;
8. Volume or quantity requirements that the customer must satisfy to qualify for the special contract; and
9. Any and all other particular requirements or conditions that the customer must meet to qualify for the special contract.

(b) All rates, terms, and conditions of service provided to any customer under a special contract shall be offered to any other customer for service of a like kind under substantially like circumstances and conditions.

Authority: T.C.A. §§ 65-2-102, 65-5-201, 65-5-202, 65-5-203, and 65-5-204.

Amendment of Rule 1220-4-8-.07(3) as Proposed by Director H. Lynn Greer

Rule 1220-4-8-.07(3) Tariff and Pricing Requirements for Competing Local Telecommunications Service Providers Local Service is amended such that the amended rule reads:

(3) Special Contract Provisions

~~(a) Special contracts and any tariff for interconnection services shall comply with the provisions of Rule 1220-4-8-.10~~

~~(ab) Special contracts with end users which are not unduly discriminatory shall be permitted. However, the Commission shall be notified of the existence of the contract upon execution, and shall be provided with a written summary of the contract provisions including a description of the services provided. The Commission shall make a copy of the summary available for inspection by any interested party. A copy of the contract shall be made available for Commission review upon request. Each competing local telecommunication service provider shall file with the Authority for review and approval either a final, signed copy of all special contracts inclusive of attachments and addenda or a written summary of the contract provisions at least ten (10) days before the effective date of such contracts. Any reference to the customer's name may be redacted unless otherwise ordered by the Authority. Upon application and for good cause shown, the Authority may waive the ten (10) day time period or any portion thereof. At a minimum, such written summary shall include:~~

- ~~1. Customer name and address, which may be filed under proprietary seal unless otherwise ordered by the Authority;~~
- ~~2. A full and complete description of the services provided or available to the customer;~~
- ~~3. All individual rates for services provided or otherwise available;~~
- ~~4. The term of service(s);~~
- ~~5. Volume or quantity of services;~~
- ~~6. A detailed description of all termination charges;~~
- ~~7. Term requirements that the customer must fulfill to qualify for the special contract;~~

8. Volume or quantity requirements that the customer must satisfy to qualify for the special contract; and

9. Any and all other particular requirements or conditions that the customer must meet to qualify for the special contract.

(be) ~~Any special pricing package, contract, or discount shall be made available to any similarly situated customer satisfying the required terms and conditions of the special agreement upon request.~~ All rates, terms, and conditions of service provided to any customer under a special contract shall be offered to any other customer for service of a like kind under substantially like circumstances and conditions.

Authority: T.C.A. §§ 65-2-102, 65-5-201, 65-5-202, 65-5-203, and 65-5-204.